



Atty. Dkt. No 035905-0104

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Thomas H. LEE et al.
Title: MONOLITHIC THREE
DIMENSIONAL ARRAY OF
CHARGE STORAGE DEVICES
CONTAINING A PLANARIZED
SURFACE
Appl. No.: 09/927,648
Filing Date: 08/13/2001
Examiner: Howard Weiss
Art Unit: 2814

**PETITION UNDER 37 CFR § 1.313(c)(2)
TO WITHDRAW APPLICATION FROM ISSUE**

Mail Stop 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. Applicant hereby petitions for the withdrawal of this application from issue.

PATENT ISSUE FEE

2. The issue fee for this case was paid on March 26, 2004.

REASON FOR WITHDRAWAL

3. Withdrawal from issue is required to enable the examiner to consider two references cited on the enclosed Information Disclosure Statement. Accordingly, it is desired to withdraw the present application from issue and to reopen prosecution in favor of a Request for Continued Examination under 37 C.F.R. § 1.114 so that the reference may be considered by the examiner.

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FILING OF CONTINUING APPLICATION

4. Submitted herewith is a Request for Continued Examination (RCE) Transmittal for the present application under 37 C.F.R. § 1.114.

FILING OF INFORMATION DISCLOSURE STATEMENT

5. Accompanying the Request for Continued Examination attached hereto is an Information Disclosure Statement, Form PTO/SB/08, and copies of the references listed on the Form PTO/SB/08.

PETITION FEES (37 C.F.R. § 1.17(i))


6. Attached is a check in the amount of \$770.00 for the Request for Continued Examination and a check in the amount of \$130.00 for the Petition fee (\$130.00). This amount is believed to be correct. However, the Commissioner is hereby authorized to charge any deficiency (or credit any overpayment) to Deposit Account No. 19-0741.

Respectfully submitted,

Date

6/29/04

By



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